

Economic Impact Statement

LSA Document #20-89

IC 4-22-2.1-5 Statement Concerning Rules Affecting Small Businesses

I. Estimate of Number of Small Businesses That Will Be Subject to this Rule.

As required by IC 4-22-2.1-5(a)(1), the estimate of the number of small businesses, classified by industry sector, that will be subject to the proposed rule:

It is unknown how many small businesses may be subject to the proposed rule. The rule is applicable to users of a utility's works located outside of a municipality's corporate boundaries that choose to petition the commission for review and adjustment, if necessary, of rates and charges.

As required by IC 4-22-2.1-5(a)(2), the estimate of the average annual reporting, record keeping, and other administrative costs that small businesses will incur to comply with the proposed rule:

There are negligible compliance costs that will be imposed by this rule amendment on consumers, which could include small businesses, in the form of a notice requirement being placed on the customer/petitioner to serve the municipality a copy of its petition via U.S. mail. There are no additional known compliance costs that will be imposed by this rule amendment on small businesses.

As required by IC 4-22-2.1-5(a)(3) and IC 4-22-2-28(i)(3), the estimate of the total annual economic impact that compliance with the proposed rule will have on all small businesses subject to the rule:

It is unknown what the total annual economic impact that compliance with the proposed rule will have on all small businesses subject to the rule, as it is unknown how many small businesses will choose to petition the commission for review of rates and charges.

II. Justification Statement.

As required by IC 4-22-2.1-5(a)(4) and IC 4-22-2-28(i)(2), the following statement justifies any requirement or cost that is imposed on small businesses by the rule; and not expressly required by the statute authorizing the agency to adopt the rule; or any other state or federal law. The statement required by this subdivision must include a reference to any data, studies, or analyses relied upon by the agency in determining that the imposition of the requirement or cost is necessary.

The negligible compliance costs imposed by this rule amendment on consumers, which could include small businesses, is in the form of a notice requirement being placed on the customer/petitioner to serve the municipality a copy of its petition via U.S. mail, and is meant to ensure that proper notice is served on municipalities if and when a consumer chooses to petition the commission for review and adjustment, if necessary, of rates and charges.

III. Regulatory Flexibility Analysis.

As required by IC 4-22-2.1-5(a)(5) and IC 4-22-28-2(i)(4), this regulatory flexibility analysis considers whether there are alternative methods of achieving the purpose of the rule that are less costly or intrusive or would otherwise minimize the economic impact of the rule on small businesses. The analysis under this subdivision considers the following methods of minimizing the economic impact of the proposed rule on small businesses:

(A) The establishment of less stringent compliance or reporting requirements for small businesses.

NONE.

(B) The establishment of less stringent schedules or deadlines for compliance or reporting requirements for small businesses.

NONE.

(C) The consolidation or simplification of compliance or reporting requirements for small businesses.

NONE.

(D) The establishment of performance standards for small businesses instead of design or operational standards imposed on other regulated entities by the rule.

NONE.

(E) The exemption of small businesses from part or all of the requirements or costs imposed by the rule.

NONE.

Posted: 02/24/2021 by Legislative Services Agency

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